

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1718 of 1989

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?
  4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge? : NO

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SANTANI LILAVATI

Versus

GUJARAT UNIVERSITY  
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Appearance:

MR MJ PARIKH for Petitioner  
MR SM MAZGAONKAR for Respondent No. 1  
None present for Respondents No. 2 and 3  
MR JR NANAVATI for Respondent No. 4  
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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 16/03/2000

ORAL JUDGEMENT

1. In the court today, the petitioner filed an additional affidavit, which reads as under:

1. The petitioner filed this Affidavit to

intimate the present position of the post, selection and appointment whereof is challenged in this petition. The petitioner respectfully state that the post of University Lecturer in Philosophy, on which respondent No.4 was appointed, is vacant at present, as the respondent No.4 is now appointed on the post of Reader in the University.

2. The respondent No.4 has been selected for the higher post and as such, challenge to the selection on the lower post now no more survives. The ground on which the selection of the respondent NO.4 is challenged on the post of Lecturer even is accepted, this court cannot give any direction to the respondent - University for the appointment of the petitioner. The fresh selection on the post has to be made.

3. In view of the subsequent development which has taken place, this special civil application has become infructuous and the same is dismissed. Rule discharged. Interim relief, if any, granted by this court stands vacated. As and when the post is advertised, if the petitioner is eligible she has a right to apply for the same.

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